

John Taladay (*pro hac vice*)
john.taladay@bakerbotts.com
Erik T. Koons (*pro hac vice*)
erik.koons@bakerbotts.com
BAKER BOTTS LLP
1299 Pennsylvania Ave., NW
Washington, D.C. 20004
Telephone: (202)-639-7700
Facsimile: (202)-639-7890

Stuart C. Plunkett (State Bar No. 187971)
stuart.plunkett@bakerbotts.com
BAKER BOTTS LLP
101 California Street, Suite 3600
San Francisco, California 94111
Telephone: (415) 291-6200
Facsimile: (415) 291-6300

Attorneys for Defendants
Irco GROUP CORP. and
Irco DISPLAY DEVICES CO., LTD.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION,

) Case No. 3:07-cv-05944-JST

) MDL No.: 1917

THIS DOCUMENT RELATES TO:

ALL DIRECT PURCHASER ACTIONS

) **DECLARATION OF STUART C.**
) **PLUNKETT IN SUPPORT OF IRICO**
) **DEFENDANTS' OBJECTIONS TO**
) **SPECIAL MASTER'S ORDER OF**
) **SEPTEMBER 26, 2018**

) Honorable Jon S. Tigar

1 I, Stuart C. Plunkett declare as follows:

2 1. I am an attorney admitted to practice law in this Court and in the State of
3 California. I am a partner with the law firm of Baker Botts L.L.P., which represents Defendants
4 Irico Group Corporation (“Irico Group”) and Irico Display Devices Co., Ltd. (“Irico Display”)
5 (collectively, “Irico Defendants”). I make this Declaration based on my personal knowledge and
6 in support of the Irico Defendants’ Objections to Special Master’s Order of September 26, 2018.

7 2. As Irico has disclosed to Plaintiffs during meet and confer communications and in
8 discovery responses, Irico maintains archives of hardcopy documents. In response to both DPPs’
9 and IPPs’ requests for documents and information during jurisdictional discovery in this matter,
10 Irico has identified these archives as containing responsive documents. The responsive
11 information available in the archives includes accounting and sales records responsive to
12 requests for sales information and financial, operational, and administrative records responsive
13 to requests for all documents related to the Chinese government’s ownership and supervision of
14 Irico. Irico notified Plaintiffs that its archives were available for inspection in discovery
15 responses served May 4, 2018.

16 3. At Plaintiffs’ request, Irico provided a detailed description of the archived
17 documents, including document types, quantities, and locations.

18 4. On September 28, 2018, we obtained an updated estimate for scanning Irico’s
19 archived records. We obtained the estimate from a vendor that specializes in the collection of
20 hardcopy files from companies in China. The vendor provided an estimate for scanning 880,000
21 pages consisting of bound and unbound documents. This is the quantity of documents Irico
22 estimates for its archive of sales and accounting records from 1995 to 2007. The vendor estimates
23 that the cost would be **\$303,694.00** and require a team of ten specialists working full-time for 40
24 days. These records do not include information regarding U.S. sales and thus are not responsive
25 to DPPs’ requests for sales information, but these documents are implicated by the Special
26 Master’s Order because Irico has identified them as responsive to IPPs’ requests for sales
27 information, which are broader than DPPs’ requests.

1 5. Irico's archives also include approximately 770,000 pages, mostly bound, of
2 administrative records from 1995-2007, which include communications with the government
3 and other records responsive to DPPs' discovery requests. Extrapolating from the per-page cost
4 of \$00.345 implied in the vendor's estimate, scanning of these documents would add
5 **\$265,650.00** to Irico's costs. The estimate also implies that scanning these documents would add
6 another 30-35 days, unless the size of the team could be increased.

7 6. The Discovery Master's Order requires Irico to search for and produce responsive
8 documents from China National Electronic Import & Export Caihong Co. ("CNEIECC"), a
9 long-defunct state-owned company that exported some of Irico's products until 2005 and was
10 placed under Irico Group's ownership a decade after it ceased operations. Given that the Order
11 was issued just days ago, Irico has only been able to provide preliminary estimates of the
12 archived sales records of CNEIECC. Irico preliminary estimates that there are 400,000 pages of
13 such archived hardcopy documents from the relevant period, mostly bound. Extrapolating from
14 the per-page cost of \$00.345 implied in the vendor's estimate, scanning of these documents
15 would add **\$138,000.00** to Irico's costs. The estimate also implies that scanning these documents
16 would add another 15-17 days, unless the size of the team could be increased.

17 7. This scanning work could not be performed in-house as Irico lacks the resources
18 or expertise to perform these tasks.

19 8. These estimates do not include the additional burden and expense associated with
20 legal review and production, which also would have to be outsourced by Irico.

1 I declare under penalty of perjury that the foregoing is true and correct. Executed this
2 28th day of September 2018 in San Francisco, California.

3
4 /s/ Stuart C. Plunkett

5 Stuart C. Plunkett (State Bar No. 187971)
6 stuart.plunkett@bakerbotts.com
7 BAKER BOTTS LLP
8 101 California Street, Suite 3600
9 San Francisco, California 94111
10 Telephone: (415) 291-6200
11 Facsimile: (415) 291-6300

12 *Attorneys for Defendants*
13 *Irigo GROUP CORP. and*
14 *Irigo DISPLAY DEVICES CO., LTD.*
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